IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY, THE THIRTY FIRST DAY OF JULY
TWO THOUSAND AND SIX

PRESENT
THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.15458 of 2006

Between:

G.Haribabu

..... PETITIONER

AND

1.The State Election Commission, Andhra Pradesh,
Buddha Bhavan, M.G.Road, Secunderabad, and 4 others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE P.S.NARAYANA

Writ Petition No.15458 of 2006

ORDER:

This Writ Petition is filed seeking a Writ of Mandamus declaring the action of the respondents in shifting polling booths from Primary Agricultural Co-operaive Credit Society building to DPEP School in Polavaram Village as illegal, irregular, arbitrary and violative of Article 14 of Constitution of India and

consequently direct the respondents to continue polling booths at Primary Agricultural Co-operative Credit Society building at Polavaram in the forthcoming Gram Panchayat elections to be held on 02-08-2006.

Proceedings of the fourth respondent in Roc.No.97/2006 (Pts)A4, dt.27-07-2006 is placed before this Court which reads as hereunder:

> 'In obedience to the affidavit of Hon'ble High Court the W.P.No.-/2006 filed by Sri G.Hari Babu, S/o.Nagaiah, Polavaram Gram Panchayat of Mundlamur Mandal in Hon'ble High Court A.P. Hyderabad praying to continue entire polling booths at Primary Agricultural Co-operative Credit Society building at Polavaram village of Mundlamur in the forth coming Gram Panchayats election to be held on 02-08-2006 requested kind orders accordingly.
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> In the reference 2nd cited, the Mandal Parishad Development Officer, Mundlamur has stated that previously 2001 Gram Panchayat elections polling stations, located Primary Agricultural Co-Operative Credit Society building in temporary structures. During the MPTC/ZPTC elections held on 2006 was located in the above same place. During the MPTC elections/ZPTC elections 2006 law and order problem was raised.
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> Therefore, the Police Department

has advised to Mandal Parishad Development Officer, Mundlamur to change all polling stations from Primary Agricultural Co-Operative Credit Society to any other place of Polavaram Gram Panchayat due to law and order problem.

Further, he stated that as per the advise of the Police Department the Mandal Parishad Development Officer, Mundlamur was published draft polling stations set up on 08-07-2006 at DPEP School building at Polavaram. But no objections received up to 13-07-2006. Therefore, the same polling stations set up finally approved by the Revenue Divisional Officer, Kandukur on 14-07-2006.

I submit herewith a copy of the letter of Mandal Parishad Development Officer, Mundlamur for kind perusal and taking further action.'

In view of the above proceedings, no further orders need be passed in this Writ Petition. But however, the petitioner is at liberty to make appropriate request for the additional Police assistance, if the circumstances warrant, by making due representation to the District Superintendent of Police.

With the above observation, the Writ Petition is disposed of. No order as to costs.

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31st July, 2006

LUR